

IC 35-46-5

Chapter 5. Offenses Against Public Sensibility

IC 35-46-5-1

Human tissue trafficking

Sec. 1. (a) As used in this section, "fetal tissue" means tissue from an infant or a fetus who is stillborn or aborted.

(b) As used in this section, "human organ" means the kidney, liver, heart, lung, cornea, eye, bone marrow, bone, pancreas, or skin of a human body.

(c) As used in this section, "item of value" means money, real estate, funeral related services, and personal property. "Item of value" does not include:

(1) the reasonable payments associated with the removal, transportation, implantation, processing, preservation, quality control, and storage of a human organ; or

(2) the reimbursement of travel, housing, lost wages, and other expenses incurred by the donor of a human organ related to the donation of the human organ.

(d) A person who intentionally acquires, receives, sells, or transfers in exchange for an item of value:

- (1) a human organ for use in human organ transplantation; or
- (2) fetal tissue;

commits unlawful transfer of human tissue, a Class C felony.

As added by P.L.131-1992, SEC.2. Amended by P.L.217-1997, SEC.1.